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Attorneys for Defendant
Bernard "Skip" Whalen Area Local #71

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KENNETH G. FLOYD,

Plaintiff,

v.

BERNARD "SKIP" WHALEN AREA
LOCAL, AMERICAN POSTAL WORKER
UNION LOCAL #71,

Defendant.

CASE NO.: C07-05993 RMW

**DEFENDANT'S UNOPPOSED
ADMINISTRATIVE MOTION FOR
LEAVE TO APPEAR AT INITIAL CASE
MANAGEMENT CONFERENCE BY
TELEPHONE**

1 Pursuant to Civil Local Rules 7-11 and 16-10(a), Defendant submits this unopposed motion
2 to request leave for Defendant's counsel to appear by telephone at the Initial Case Management
3 Conference, scheduled for May 2, 2008, at 10:30 a.m.

4 Daniel B. Smith, the lead counsel for Defendant, is located in Washington, D.C. In the
5 interest of keeping the costs of defending this damages action as low as possible, Defendant desires
6 to avoid a cross-country trip for the Initial Case Management Conference. If this motion is granted,
7 Mr. Smith will be fully prepared to address case management issues over the telephone.

8 Dated: April 24, 2008

Respectfully submitted,

9 ALTSHULER BERZON LLP

10 O'DONNELL, SCHWARTZ & ANDERSON, P.C.

11 By: /s/ Jonathan Weissglass
12 Jonathan Weissglass

13 Attorneys for Defendant Bernard "Skip" Whalen Area
14 Local, American Postal Workers Union Local #71

PROOF OF SERVICE

I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within action; my business address is 177 Post Street, Suite 300, San Francisco, California 94108. On April 24, 2008, I served the following documents:

**DEFENDANT'S UNOPPOSED ADMINISTRATIVE MOTION FOR LEAVE
TO APPEAR AT INITIAL CASE MANAGEMENT CONFERENCE BY
TELEPHONE**

By First Class Mail: I am readily familiar with the ordinary business practices of Altshuler Berzon LLP for the collection and processing of correspondence for mailing with the United States Postal Service. I sealed and placed each such envelope, with first-class postage thereon fully prepaid, for collection and mailing to the office of the addressee on the date shown herein in San Francisco, California.

ADDRESSEE

David L. Samuelson, Esq.
897 Independence Avenue, Suite 2D
Mountain View, CA 94043

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this April 24, 2008 at San Francisco, California.


SALLY MENDEZ